

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2463*

House Bill No. 2689

by deleting all language after the enacting clause in the printed bill and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 68-11-121, is amended in subdivision (b)(1) by deleting the entire subdivision and substituting the following:

(1) The need for nursing home beds shall be determined by applying the following population-based statistical methodology:

County bed need=.0004 times population of the county 65 years of age and under; plus,

0.01 x population age 65-74; plus,

0.04 x population age 75-84; plus,

0.15 x population 85 and over.

When applying the foregoing bed need formula the commission shall use the formula in effect at the time of initial consideration of an application rather than a formula in effect at the time of application. County population statistics shall be based upon official statistics provided by the department of health;

Section 2. Tennessee Code Annotated, Section 68-11-121(f)(1), is amended by deleting the language after the second sentence and substituting the following:

"Until July 1, 2000, such applications shall be reviewed for a determination of need in accordance with this subsection. During the two (2) fiscal years between July 1, 1998 and June 30, 2000, no more than two hundred

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fifty (250), (one hundred twenty five in each fiscal year), Medicare SNF beds shall be authorized for applicants filing for a certificate of need pursuant to this subsection. The Medicare SNF beds authorized by this subsection shall only be issued to licensed nursing homes or hospitals, and the number of beds issued shall not exceed twenty (20) for each applicant. Applicants who are issued beds from the first one hundred twenty-five (125) bed pool shall also be entitled to apply for twenty (20) beds or less from the second pool in the following fiscal year. The applicant shall specify in the application the skilled services to be provided and how the applicant intends to provide such skilled services. In reviewing applications the commission shall give consideration to whether the applicant currently has Medicare SNF beds.

Section 3. Tennessee Code Annotated, Section 68-11-121, is amended by deleting subsection (g) in its entirety and substituting the following:

(g)(1) During the time this section is in effect its provisions shall apply to all changes in the number of licensed nursing home beds except those included in subsection (f). The provisions of §68-11-106 permitting expansion of existing licensed nursing homes by the lesser of ten (10) beds or ten percent (10%) shall not apply during such time.

(2) All expansions approved by the commission in the random drawing conducted in 1997 shall continue to be subject to the requirements in effect at the time of the drawing including the requirements that all such expansions be

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licensed within one (1) year of the commission's approval. No extensions of time shall be authorized or granted.

Section 4. Tennessee Code Annotated, Section 68-11-121(h), is amended by deleting the year "July 1, 1998" and substituting "July 1, 2000" therefor.

Section 5. This act shall take effect July 1, 1998, except for Section 1, which shall take effect immediately upon its becoming a law, the public welfare requiring it.

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